

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

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# DAKOTANS FOR HEALTH,

4:21-cv-04045-KES

Plaintiff,

V.

**SOUTH DAKOTA GOVERNOR KRISTI L. NOEM**, in her official capacity, **ATTORNEY GENERAL MARTY JACKLEY**, in his official capacity, and **SOUTH DAKOTA SECRETARY OF STATE MONAE L. JOHNSON**, in her official capacity,

**DEFENDANTS' RESPONSE  
TO MOTION (DOC. 65)**

Defendants.

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On June 18, 2024, Plaintiff Dakotans for Health filed a motion (Doc. 65) asking this Court to enforce the judgment in this case entered on January 10, 2023. The motion is not directed at Governor Noem, Attorney General Jackley, or Secretary of State Johnson (“the State Defendants”), it includes no allegation that they have done anything that would violate this Court’s judgment, and it seeks no relief against them. By order dated June 24, 2024 (Doc. 70), this Court requested briefing from Plaintiff Dakotans for Health and the potential defendants named in the motion, but not from the State Defendants. Accordingly, the State Defendants will not respond further to the motion unless directed by the Court.

Case Number: 4:21-cv-04045-KES  
Defendants' Response to Motion (Doc. 65)

Dated this 25th day of June, 2024.

WOODS, FULLER, SHULTZ & SMITH, P.C.

By /s/ James E. Moore

James E. Moore

Justin G. Smith

Jacquelyn A. Bouwman

P.O. Box 5027

300 South Phillips Avenue, Suite 300

Sioux Falls, SD 57117-5027

Phone (605) 336-3890

James.Moore@woodsfuller.com

Justin.Smith@woodsfuller.com

Jacquelyn.Bouwman@woodsfuller.com

*Attorneys for Defendants*